In re Application of: Peltonen et al.

Application No.: 09/509,595

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## In the Claims

Please amend claims 29, 30, 32, 34, 36, 37, 38, 41, 43, 45, 48, and 66 as indicated in the following Listing of Claims.

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Please cancel claims 31, 35, 44, 63-65, and 67, without prejudice or disclaimer.

The listing of claims will replace all prior version, and listings, of claims in the application:

## **Listing of Claims:**

- 29. (Currently Amended): An isolated nucleic acid molecule encoding a polypeptide comprising two double paired zinc finger motifs, the nucleic acid molecule comprising, comprising:
  - (a) a nucleic acid molecule comprising a nucleic acid molecule a contiguous coding region encoding the polypeptide having the amino acid sequence of SEQ ID NO:2;
  - (b) a nucleic acid molecule hybridizing to the nucleic acid molecule of (a) in a hybridization solution comprising 50% formamide, 6X SSC, 0.1% SDS, and 100ug/ml single stranded DNA and a wash solution comprising 0.1x SSC, 0.1% SDS wherein hybridization is performed at a temperature above 37C and washing is performed at a temperature above 55C.
- 30. (Currently Amended): The isolated nucleic acid molecule of claim 29, wherein said polypeptide regulates or mediates influences transcription of a gene.
- 31. (Canceled)
- 32. (Currently Amended): An isolated nucleic acid molecule comprising the nucleotide sequence of a mammalian homolog of SEQ ID NO:1, wherein the nucleic acid is complementary to a nucleic acid that hybridizes to SEQ ID NO:1 or SEQ ID NO:6 under low stringency conditions, and wherein the nucleic acid molecule is identical in sequence to a portion of human chromosome 21q22.3, or a portion of a mammalian

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chromosome that shares conserved synteny with human chromosome 21q22.3 encoding the polypeptide having the amino acid sequence of SEQ ID NO:9.

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- 33. (Previously Presented): The isolated nucleic acid molecule of claim 32 wherein the molecule is a murine homologue.
- 34. (Currently Amended): The isolated nucleic acid molecule of claim 33, selected from the group consisting of:
  - (a) a nucleic acid molecule comprising a nucleic acid molecule encoding the polypeptide having the amino acid sequence of SEQ ID NO:9;
  - (b) wherein the [[a]] nucleic acid molecule comprising comprises SEQ ID NO:6; and
- (c) a nucleic acid molecule hybridizing to the nucleic acid molecule of (a) or (b) in a hybridization solution comprising 50% formamide, 6X SSC, 0.1% SDS, and 100ug/ml single-stranded DNA and a wash solution comprising 0.1x SSC, 0.1% SDS wherein hybridization is performed at a temperature above 37C and washing is performed at a temperature above 55C.
- 35. (Canceled)
- 36. (Currently Amended): The isolated nucleic acid molecule of claim 35, An isolated nucleic acid molecule differing from the nucleic acid sequence of SEQ ID NO:1 by an insertion, wherein the insertion is: wherein said insertion, which is a
  - <u>a) a duplication of 4 nucleotides</u> an insertion of (CCTG) normally found at position 1086[[-1089,]];
    - b) is a 4 nucleotide insertion at the nucleotide position 1085 or 1090[[,]];
    - c) an insertion of an adenosine at position 1284[[,]]; or

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<u>d</u>) an insertion of a cytosine at position 1365 of the nucleotide sequence of SEQ ID NO:1.

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- 37. (Currently Amended): An isolated nucleic acid molecule differing from the nucleic acid sequence of SEQ ID NO:1 by a deletion, wherein the deletion is: The isolated nucleic acid molecule of claim 35, wherein said deletion is
  - a) a 13 nucleotide deletion of nucleotides 1085-1097[[,]];
  - b) a deletion of the thymidine at position 1051; or
  - <u>c)</u> a deletion of the cytosine at position 1309 or 1313 of the nucleotide sequence of SEQ ID NO:1.
- 38. (Currently Amended): An isolated nucleic acid molecule differing from the nucleic acid sequence of SEQ ID NO:1 by a substitution, wherein the substitution is: The isolated nucleic acid molecule of claim 35, wherein said substitution is a cytosine to thymidine exchange at nucleotide position 889, a guanosine to thymidine exchange at nucleotide position 358, an adenosine to guanosine exchange at nucleotide position 374, a guanosine to adenosine exchange at nucleotide position 1052, or a cytosine to adenosine exchange at nucleotide position 1094 of the nucleotide sequence of SEQ ID NO:1.

Claims 39-40 (Canceled)

41. (Currently Amended): An isolated fragment of the nucleic acid molecule of claim 29 comprising consisting of between at least about 21 contiguous nucleotides and 2245 contiguous nucleotides of SEQ ID NO:1, or between 21 contiguous nucleotides and 1656 contiguous nucleotides of SEQ ID NO:6, wherein the isolated fragment hybridizes to SEQ ID NO:1 in a hybridization solution comprising 50% formamide, 6X SSC, 0.1% SDS, and 100ug/ml single stranded DNA and a wash solution comprising

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0.1x SSC, 0.1% SDS wherein hybridization is performed at a temperature above 37C

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and washing is performed at a temperature above 55C.

42. (Previously Presented): An isolated nucleic acid molecule which is complementary to a

nucleic acid molecule of claim 29 or claim 35.

43. (Currently Amended): The isolated nucleic acid molecule of claim 29 or claim 35

wherein the molecule is DNA or RNA.

44. (Canceled)

45. (Currently Amended): An isolated vector comprising the nucleic acid molecule of

claim 29, [[or]] claim 35, or claim 68.

46. (Previously Presented): An isolated host transformed with a vector of claim 45.

47. (Previously Presented): The host of claim 46 which is a bacterium, a yeast cell, an

insect cell, a fungal cell, a mammalian cell, a plant cell, a transgenic animal or a

transgenic plant.

48. (Currently Amended): A method of producing a polypeptide encoded by the nucleic

acid molecule of claim 29, comprising culturing an isolated host transformed with a

vector comprising a nucleic acid molecule of claim 29 and isolating said polypeptide

from said culture or said host.

49. (Withdrawn): A polypeptide produced by the method of claim 48.

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50. (Withdrawn): A polypeptide encoded by the nucleic acid molecule of claim 29 or claim

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35.

51. (Withdrawn): A compound derived from the polypeptide of claim 50 and having

essentially the same three dimensional structure thereof.

52. (Withdrawn): An antibody that specifically recognizes the polypeptide of claim 50.

53. (Withdrawn): An antibody that specifically recognizes the compound of claim 51.

54 (Canceled)

55. (Withdrawn): A method for testing for carriership for APECED or for a corresponding

disease state comprising testing a sample obtained from a prospective patient or from a person

suspected of carrying a predisposition for a mutation in the nucleic acid molecule of claim 29.

56. (Withdrawn): A method for testing for carriership for APECED or for a corresponding

disease state comprising testing a sample obtained from a prospective patient or from a person

suspected of carrying a predisposition for a mutated form of the polypeptide as defined in

claim 29 in an immunoassay.

57. (Withdrawn): A pharmaceutical composition comprising the polypeptide of claim 50.

58. (Withdrawn): A pharmaceutical composition comprising the compound of claim 51.

59. (Withdrawn): A pharmaceutical composition comprising the antibody of claim 52.

60. (Withdrawn): The antibody of claim 52, wherein the antibody is monoclonal.

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61. (Withdrawn): A method for treating a patient having APECED or being a carrier thereof comprising contacting a cell of the patient with a nucleic acid molecule of claim 29, thereby treating the patient.

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62. (Previously Presented): An isolated nucleic acid molecule according to claim 29, wherein the nucleic acid molecule has the nucleotide sequence of SEQ ID NO:1.

Claims 63-65 (Canceled)

66. (Currently Amended): The nucleic acid molecule of claim 35 38, wherein said substitution is a cytosine to thymidine exchange at nucleotide position 889 of SEQ ID NO:1.

67. (Canceled)

68. (New): The isolated nucleic acid molecule of claim 29, wherein the nucleic acid molecule consists of the contiguous nucleotide sequence of SEQ ID NO:1, or the coding region thereof.

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